

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEALS BOARD

PASCAL BINDSCHAEDLER,
WOLFGANG VON DEYN, KARSTEN KOERBER,
FLORIAN KAISER, MICHAEL RACK, DEBORAH L. CULBERTSON,
PAUL NEESE, and FRANZ JOSEF BRAUN,

Junior Party
(Application 14/366,161)

v.

JEROME YVES CASSAYRE,
and MYRIEM EL QACEMI,

Senior Party
(Patent 9,078,444).

Patent Interference No. 106,061
(Technology Center 1600)

Before RICHARD E. SCHAFER, SALLY GARDNER LANE, and
JAMES T. MOORE, *Administrative Patent Judges*.

LANE, *Administrative Patent Judge*.

JUDGMENT - Bd. R. 127(a)

Junior party Bindschaedler filed a request for adverse judgment. (Request, Paper 18). Bd. R. 127(b). The Request is GRANTED.

Order

It is

ORDERED that judgment on priority is entered against junior party Bindschaedler as to Count 1, the sole Count of the interference (Declaration, Paper 1, p.5);

FURTHER ORDERED that claims 62, 74, 76-84, 86-100, 102, 114, 115, 118-121 of Bindschaedler application 14/366,161, which correspond to Count 1, are FINALLY REFUSED (Declaration, Paper 1, p.5); 35 U.S.C. § 135(a);¹

FURTHER ORDERED that the parties are directed to 35 USC § 135(c) and Bd. R. 205 regarding the filing of settlement agreements; and

FURTHER ORDERED that a copy of this judgment be entered into the administrative records of the involved Bindschaedler application and Cassayre patent.

¹ Any reference to a statute in this Judgment is to the statute that was in effect on March 15, 2013 unless otherwise indicated. *See* Pub. L. 112-29, § 3(n), 125 Stat. 284, 293 (2011).

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